

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

R&B Department--Kadapa District--Sanction of an amount of Rs. 1,08,482/- for depositing in the Court of the Vth Additional District Court, Tirupati in MVOP NO. 99 of 2001 towards payment of Court Judgement--Orders--Issued.

TRANSPORT, ROADS AND BUILDINGS (R.VI) DEPARTMENT

G.O.Rt.No.1478

Dated: 1-10-2008

Read:

From the Engineer-in-Chief (R&B) State Roads, Lr.No.
41771/T&P.1/Dy.EE-II/2007, dt. 18-4-2008.

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ORDER:

The Engineer-in-Chief (R&B) State Roads in his letter read above, has stated that the accident occurred on 16-3-1998 near Settigunta village at Kodur between the vehicle ATK 706 bitumen tanker of R&I Division, Kadapa and APSIDC, Van, Chittoor. The members present in the van belonging to Executive Engineer, APSIDC, Chittoor filed MVOP cases at Kadapa and Tirupati. After receiving judgement in MVOP case NO. 503/99 filed by Sri T. Kullayappa in sub-Judge Court at Kadapa, the APSIDC organization an amount of Rs. 88,000/- in the court through the G.P. Kadapa and the E.E. (R&B), Kadapa has also deposited an amount of Rs. 10,000/- in Vth Addl. Judge Court, Tirupathi in MVOP case No.247/2000 filed by Sri V. Kotaiah and orders were closed.

2. The Executive Engineer (R&B), Kadapa has also stated that in the MVOP case No.99/2001, EP NO.22/07 filed by Sri R. Subbalakshamma in Vth Addl. District Jdgc Court, Tirupati, the judgement was pronounced on 21-8-2005 stating that , the petition is partly allowed with proportionate costs directing the respondents 1 and 3 i.e. EE, APSIDC and EE, R&B, Kadapa, to pay the compensation amount of Rs. 1,32,800/- together with interest at 9%.P.A. from the date of petition till the date of payment. Advocate fee is fixed at Rs. 500/- and two months time is granted for depositing the compensation amount by the respondents 1 and 3. The respondent 1 and 3 shall share the liability to pay the compensation amount equally. The petition as against second respondent is dismissed, but under circumstances without costs and also from out of compensation amount of Rs. 1,32,800/- a sum of Rs. 1,00,000/- shall be kept in fixed deposit in the name of petitioner in any Nationalised Bank for a period of five years. The petitioner is at liberty to withdraw the remaining compensation amount of Rs. 32,800/- together with accrued interest and costs immediately.

3. The Engineer-in-Chief (R&B) State Roads, has stated that as per the advise of Government Pleader, Tirupati, R&B Department have to deposit half of the amount as indicated below, and requested to sanction towards:

Half of the amount as per Decree: Rs. 66,400-00
Interest from 19-2-2001 to 19-2-2008 at 9%= Rs. 41,832-00
Advocate fee (Rs. 500/--1/2= Rs. 250-00

Total Rs. 1,08,482-00

4. Government after careful examination of the matter hereby accord sanction for release of an amount of Rs. 1,08,482/- (Rupees One lakh, eight thousand, four hundred and eightytwo only) for depositing towards payment of the decretal amount in the Court of the Vth Additional District Court, Tirupathi as per the judgement

Pto

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5. The above expenditure shall be debited to the following Head of Account:

5054-COL on Roads & Bridges -04 District and other Roads - MH 800 Other Expenditure - GH 11 Normal state Plan - SH(07) Major Dist. Roads-530 Major Works- 531 Other Expenditure (Charged) and shall be met initially as an advance from contingency fund, orders regarding which shall be issued by Finance (BG) Department seperately.

6. The Engineer-in-Chief (R&B), State Roads shall also send necessary proposals to Government during the current financial year 2008-09 at appropriate time for obtaining supplementary Grant to recoup the advance sanctioned from contingency fund.

7. This order issues with the concurrence of Finance Department vide their U.O. No.21418/1033/A2/Expr.PW/08, dt. 14-8-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. T.Chatterjee
Principal Secretary to Government

To

The Engineer-in-Chief (R&B) State Roads , Hyderabad.
The Accountant General, A.P., Hyderabad.
Director of Treasuries & Accounts, Hyderabad.

Director of works Accounts, Hyderabad.

The District Treasury Officer,Kadapa..

Copy to:

The Finance (Exp.PW) Department.

The Finance (BG) Department.

The PS to M(R&B).

The PS to Prl. Secretary to Government, TR&B Dept.

SF/SC

//FORWARDED:BY ORDER//

SECTION OFFICER